

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

EUGENE IOVINE, INC.

and

**LOCAL UNION NO. 3,
INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, AFL-CIO**

**Cases 29-CA-21840
29-CA-21879
29-CA-22030
29-CA-21052
29-CA-21086**

ORDER

The petition to revoke subpoena duces tecum B-608618, filed by Jemme Electric, LLC, is denied. The subpoena seeks information relevant to the matters under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations.¹ Further, the Petitioner has failed to establish any other legal basis for revoking the subpoena. See generally *NLRB v. North Bay Plumbing, Inc.* 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C., December 5, 2011

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| MARK GASTON PEARCE, | CHAIRMAN |
| CRAIG BECKER, | MEMBER |
| BRIAN E. HAYES, | MEMBER |

¹ The Petitioner's request that its petition to revoke be made part of the official record in this case is denied, without prejudice to the Petitioner renewing this request if it is made a party to this proceeding.